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PTO/SB/21 (09-04)

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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/530,003
Filing Date	March 31, 2005
First Named Inventor	Charles N. Ellis
Art Unit	3736
Examiner Name	Michael C. Astorino
Attorney Docket Number	29131.04003

### ENCLOSURES (Check all that apply)

- |   |   |  |
|---|---|--|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input checked="" type="checkbox"/> Information Disclosure Statement<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/ Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br>Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>- Return Receipt Postcard<br>- PTO/SB/08A (1 page)<br>- PTO/SB/08B (1 page)<br>- 7 References |
|---|---|--|

Remarks

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	24024		
Signature	<i>Pamela A. Docherty</i>		
Printed name	Pamela A. Docherty		
Date	9-14-05	Reg. No.	40,591

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Signature	<i>Miranda S. Miller</i>		
Typed or printed name	Miranda S. Miller	Date	9-14-05

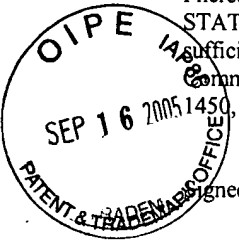
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Signed: \_\_\_\_\_

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:	Charles N. Ellis	)	Examiner: Michael C. Astorino
		)	
Serial No.:	10/530,003	)	Art Unit: 3736
		)	
371(c) Date:	March 31, 2005	)	Confirmation No.: 7878
		)	
Int'l App. No.:	PCT/US03/33218	)	Priority Date: October 18, 2002
		)	
Int'l Filing Date:	October 20, 2003	)	
		)	
For:	<b>METHOD FOR RATING</b>	)	Attorney Docket No.: 29131.04003
	<b>SEVERITY OF</b>	)	
	<b>PSORIASIS</b>	)	
		)	

Commissioner for Patents  
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Alexandria, Virginia 22313-1450

## INFORMATION DISCLOSURE STATEMENT

**I. Preliminary Statement**

Applicants submit herewith patents, publications or other information, of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. §1.97(g)), an admission that the information cited is, or is considered to be, material to patentability (37 C.F.R. §1.97(h)), or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

**II. Identification of Time of Filing the Accompanying Information Disclosure Statement**

The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office Action on the merits, whichever event occurs last. 37 C.F.R. §1.97(b). As such it is believed that there is no fee due.

- ☐ The information disclosure statement submitted herewith is being filed *after* three months of the filing date of this national application or the date of entry of the national stage as set forth in §1.491 in an international application or after the mailing date of the first Office Action on the merits, whichever event occurred last but *before* the mailing date of either a final action under §1.113 or a notice of allowance under §1.311, whichever occurs first.
- ☐ The information disclosure statement transmitted herewith is being filed *after* a final action under §1.113, or a notice of allowance under §1.311, whichever occurs first, but before or simultaneously with, the payment of the issue fee.

### **III. Non-English References**

- ☐ Submitted herewith is an English translation of the following foreign language patents, publications or information or of those portions of those patents, publications or information considered to be material:
- ☐ No English translations of the foreign language patents, publications or information or parts thereof are readily available, except for those listed above.
- ☐ The following foreign language documents submitted are believed to be the equivalent or substantial equivalent of the English language documents identified below, which are also submitted herewith.
- ☐ Concise Explanation of Non-English Language Listed Information Items. (Attached)

### **IV. CERTIFICATE**

- ☐ I certify that each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.
- ☐ I certify that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement
- ☐ This information disclosure statement is submitted as a courtesy copy for the Examiner and includes the references from the previously submitted Form 1449s from the parent case of which this is a continuation application.

### **V. Fee**

- ☐ Petition fee due (§1.17(p)): \$180.00
- ☐ Attached is a check in the amount of \$180.00.

- ☐ Authorization is hereby made to charge the amount of \$ \_\_\_\_\_ to Deposit Account No. 03-0172.
- ☒ Charge any additional fees required by this paper or credit any overpayment to Deposit Account No. 03-0172. A duplicate copy of this paper is enclosed.

Date: September 14, 2005

Respectfully submitted,

By: Pamela A. Docherty  
Pamela A. Docherty, Reg. No. 40,591  
(216) 622-8416  
Customer No. 24024

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

*(Use as many sheets as necessary)*

Sheet	1	of	2
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**Complete if Known**

Application Number	10/530,003
Filing Date	March 31, 2005
First Named Inventor	Charles Ellis
Art Unit	3736
Examiner Name	Michael C. Astorino
Attorney Docket Number	29131.04003

## U. S. PATENT DOCUMENTS

[illegible]

## FOREIGN PATENT DOCUMENTS

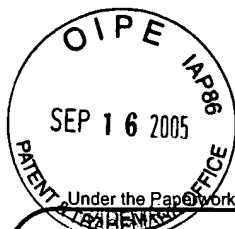
[illegible]

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

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**Complete if Known**

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First Named Inventor	Charles N. Ellis
Art Unit	3736
Examiner Name	Michael C. Astorino
Attorney Docket Number	29131.04003

Sheet 2 of 2

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	E	International search report for PCT application no. PCT/US2003/033218.	
	F	MARKS, R., et al., Assessment of disease progress in psoriasis, Arch Dermatol, Vol. 125(2): pp. 235-240, 1989.	
	G	MCKENNA, K.E., et al., The outcomes movement and new measures of the severity of psoriasis, J. Am. Acad. Dermatol., Vol. 34(3): pp. 534-538, 1996.	
	H	ASHCROFT, D.M., et al., Clinical measures of disease severity and outcome in psoriasis: a critical appraisal of their quality, Br. J. Dermatol., Vol. 141(2): pp. 185-191, 1999.	
	I	BIGBY, M., et al., Understanding and evaluating clinical trials, J. Am. Acad. Dermatol., Vol 34: pp. 555-590, 1996.	
	J	FREDRIKSSON, T., et al., Severe psoriasis--oral therapy with a new retinoid, Dermatologica, Vol. 157(4): pp. 238-244, 1978.	
	K	GRIFFITHS, C. E. M., et al., A Photometric Scale for the Assessment of Cutaneous Photodamage, Arch Dermatol, Vol. 128: pp. 347-351, March, 1992.	

Examiner Signature	Date Considered
--------------------	-----------------

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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